

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – Departmental Proceedings Sri V.V. Satyanarayana, formerly M.R.O, Ungatur Mandal (now retd) and Smt G.G.S.N. Bayamma,formerly M.R.O,Ungatur Mandal (now retd), Krishna District – Sanction under Rule 9 of A.P. Revised Pension Rules, 1980 read with rule - 24 of A.P.C.S (E.C&A) Rules, 1991 – Issued.

REVENUE (VIG.II) DEPARTMENT

G.O. Ms.No. 349

Dt. 22.04.2010

ORDER:

Where as it has brought to the notice of the Government Sri V.V.Satyanarayana, formerly M.R.O,Ungatur (now retd) and Smt G.G.S.N. Bayamma, formerly M.R.O, Ungatur Mandal (now retd), Krishna District have appointed village servants against the rules during their tenure as M.R.O, Ungatur.

2) Now, therefore, sanction is accorded under sub-clause (1) of clause (b) of sub-rule (2) of Rule 9 of the Revised Pension Rules, 1980 to initiate departmental proceedings against the said Sri V.V.Satyanarayana,formerly M.R.O,Ungatur now retd and Smt G.G.S.N. Bayamma, formerly M.R.O,Ungatur now retd, Krishna District

3) It is further directed that the said departmental proceedings shall be conducted in accordance with the procedure laid down in rule 20 of the APCS (CCA) Rules, 1991 by the Government.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri V.V.Satyanarayana,formerly M.R.O,Ungatur now retd
Smt G.G.S.N.Bayamma,formerly M.R.O,Ungatur now retd,
(Through the Chief Commissioner of Land Administration,Hyderabad.
The Chief Commissioner of Land Administration,Hyderabad).
(with a request to serve the G.O. to the individual
and send served copy with dated signature for record).

// Forwarded by order //

SECTION OFFICER

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH, HYDERABAD
AT HYDERABAD

Between :

1. Government of Andhra Pradesh represented
By its Principal Secretary to Government,
Revenue Department, Secretariat, Hyderabad
 2. The Chief Commissioner of Land Administration,
Andhra Pradesh, Hyderabad.
 3. The District Collector,
Visakhapatnam District
 4. The Accountant General, Andhra Pradesh
Hyderabad.
- PETITIONERS

AND

Ch.Purushotham, M.R.O (Retd),
Adarsh Nagar, Visakhapatnam. ... RESPONDENT

AFFIDAVIT

I, P.R.Nagulappa, S/o Late Sri Ramayya, aged about 56 years, Residing at Hyderabad, do hereby solemnly and sincerely affirm and state on oath as follows:

2. I am working as Assistant Secretary to Government, Revenue Department as such I am fully conversant with the facts of the case. I am authorized to depose this affidavit on behalf of 1st respondent.

3. It is submitted that the details of the case in brief are that Sri Challa Purushotham, M.R.O, Koyyuru Mandal, Visakhapatnam was trapped by the Anti-Corruption Bureau authorities on 08.02.2002 when he demanded and accepted bribe of Rs.3,000/-for showing official favour in issuance of Integrated Caste certificate to the sister-in-law of the complainant. The Director General, Anti-Corruption Bureau, Hyderabad, vide his final report Rc.No.30/RCT-WVP/2002,dt.21.06.2002, has recommended for prosecution in the Court of Law against the A.O for demanding and accepting bribe.

Government have accorded permission to the Director General, Anti-Corruption Bureau, Hyderabad to prosecute Sri Ch.Purushotham in the Court of Law vide G.O.Ms.No.472 Dt.27.3.2003. He was retired on 31.10.2005.

4. The Hon'ble III Addl.District and Sessions cum Spl. Judge for ACB, Cases, Visakhapatnam delivered the judgment on 28.2.09 in C.C.No.21/2003. The Special Judge, A.C.B. Court found the A.O Sri Ch. Purushotham, MRO guilty of the offences under Section 13 (2) r/w 13 (1) (d) of Prevention of Corruption Act, 1988 and convicted him U/s 248 (2) Cr.P.C. The A.O was sentenced to undergo R.I for six months and to pay fine of Rs.500/- and in default of payment of fine amount to undergo one month S.I for the offences U/s 7 of P.C. Act. Further the A.O was sentenced to undergo R.I for one year and to pay fine of Rs.1,000/- in default of payment of fine amount to suffer S.I for three months for the offence U/s 13 (2) r/w 13 (1) (d) of P.C. Act, 1988. Both the sentences were ordered to run concurrently.

5. Sri Ch.Purushotham, M.R.O (Retd) filed Crl.Appeal No.397/2009 in the High Court of A.P against conviction order of III Additional District and Sessions cum Spl.Judge for Anti-Corruption Bureau, Cases Visakhapatnam. The Hon'ble High Curt of Andhra Pradesh, while admitting the said appeal suspended the sentence of imprisonment alone pending disposal of the Criminal Appeal filed by the M.R.O (Retd)

6. Government,after careful examination of the Judgment of the ACB Court in CC No.21/2003 have provisionally decided to withhold the entire gratuity and pension permanently against Sri Ch. Purushotham, M.R.O (Retd) under rule 9 of A.P.Revised Pension Rules, 1980 and directed Sri Ch. Purushotham to submit his explanation if any against the proposed punishment within 15 days from the date of receipt of Govt Memo.No.21303/Vig.II (1)/2007, Rev (Vig.II) Dept, dt.28.4.2009 failing which further action will be taken basing on the

merits of the case. Though he acknowledged the receipt of Government Memo said above, he failed to submit his explanation within the time prescribed. Having not received his explanation, basing on the available records, Government vide G.O.Ms.NO. 1093 Rev (Vig.II) Dept, dt.20.10.2009 confirmed the provisional decision to impose the penalty of withholding the gratuity and pension in full permanently on Sri Ch.Purushotham erstwhile M.R.O, Koyyuru Mandal, now retired, under Rule 9 of A.P.R.P Rules, 1980 and directed the Spl.C.S & the Chief Commissioner of Land Administration, Hyderabad to take further action in the matter accordingly.

7. The Spl.C.S and the Chief Commissioner of Land Administration, Hyderabad vide his Lr.No.W1/1915/07,dt.3.11.2009 addressed the Accountant General, Andhra Pradesh with a request to withhold full pension and gratuity permanently as per the orders of Government and issued necessary orders directing the District Treasury Officer, Visakhapatnam District accordingly.

8. Sri Ch.Purushotham, Retd M.R.O has filed O.A No.12326/2009 in the A.P. Administrative Tribunal at Hyderabad. In the O.A he has stated that he has preferred an appeal in CrI.Appeal No.397 of 2009 in CrI.M.P.No.944 of 2009 before the Hon'ble High Court of A.P and the High Court while admitting the appeal, suspended the sentence of imprisonment alone and the said Criminal Appeal is still pending. He has retired from service on 31.10.2009 and he continued to draw the provisional pension till today. Due to the Chief Commissioner of Land Administration's Lr.No.W1/1915/07, dt.3.11.2009 to the A.G.A.P his provisional pension was stopped, which is illegal, arbitrary and illegal as the case filed by him in CrI.Appeal in397/09 was pending in the Hon'ble High Court and requested the Hon'ble A.P.A.T for directions to the respondents to continue to pay the provisional pension to the applicant pending finalization of the Criminal appeal.

9. The Hon'ble Tribunal in their order in O.A No.12326/2009 directed the Respondents to pay the Provisional pension to the Applicant pending disposal of the Criminal Appeal No.397/09 pending before the Hon'ble High Court.

10. It is submitted that a single Member Bench of the A.P.High Court in Khaja Syed Rafiuddin vs. Govt. of A.P. (2009(1)ALD 215) held that once an employee is convicted of corruption charges, he does not have any right to receive pension of any kind, provisional or regular, even if the sentence is suspended in criminal appeal.

11. The Division Bench of the Aurangabad Bench, Bombay High Court in Suresh Dada Rao Suryavansi Vs.State of Maharastra (2008 Lab(NOC) 499) held that a convicted pensioner is not entitled to claim provisional pension. The Rajasthan High Court also took the same view in its Judgement reported in (2009 lab I.C.4024).

12. It is submitted that the provisions of Rule 52 of A.P.Revised Pension Rules, 1980 are not applicable to the applicant since he was found guilty by the Hon'ble Prl.Spl.Judge for SPE & ACB cases and accordingly the Govt. have imposed the punishment of withholding the pension and gratuity of the applicant in full permanently vide G.O.Ms.No.1093, dt. 20-10-2009. The applicant has not preferred any review or revision on the aforesaid orders passed by the disciplinary authority. In G.O.Rt.No.1097,Fin Dept.dt.22-6-2000, it is clearly mentioned that the Government employees against Whom the Departmental proceedings or Criminal proceedings are pending at the time of retirement, need not be released any terminal benefits (within the meaning of Rule 9 of APRP Rules, 1980).

13. It is further submitted that as per instructions issued in Government Memo.No.1621/Spl.B/2001-1,G.A(Spl.B) Dept.,dt.26-11-2001,wherein it was specifically directed that action should be taken forthwith for dismissal of public servants convicted of corruption and criminal misconduct immediately upon such conviction without waiting for any appeal.

14. It is submitted that as per the apex court observations and rules in force the convicted persons are not eligible to receive provisional pension on the plea that criminal appeal is pending before the Hon'ble High Court of A.P.. The Departmental proceedings were already concluded duly following the procedure within the time prescribed and orders were issued vide G.O.Ms.No.1093, dt. 20-10-2009 and the same was communicated to the applicant. The applicant has suppressed these facts and approached the Hon'ble Tribunal with unclean hands.

15. It is further submitted that in a recent similar case in W.P.No.20048/09, dt.18.09.2009, the Hon'ble High Court has granted stay of operation of the A.P.A.T's orders dated 2-4-2009 issued in O.A.No.4983/09.

16. It is therefore prayed that this Hon'ble Court may be pleased to issue a Writ, order or a direction, more particularly one in the nature of Writ of Certiorari, calling for the records relating to the orders of the Hon'ble A.P.A.T. in O.A.No.12326/2009 and quash the same as being erroneous, illegal and unreasonable and pass such other order or orders as this Hon'ble Court may deem fit and proper.

17. It is prayed that this Hon'ble Court may pleased to suspend the orders of the Hon'ble A.P.A.T. in O.A.No.12326/09 pending disposal of the W.P. and pass such other order or orders as this Hon'ble Court may demed fit and proper.

DEPONENT

Solemnly and sincerely affirmed on this
Day April, 2010 and signed his name
In my presence at Hyderabad.

ATTESTOR

VERIFICATION

I, P.R.Nagulappa, S/o Late Ramaiah, aged about 56 years, residing at Hyderabad, working as Assistant Secretary to Government, Revenue Department the deponent herein, do hereby declare that the facts stated in paragraphs 1 to 16 are true to the best of my knowledge, derived from perusing official records. Hence, verified this day of April, 2010 at Hyderabad.

-Government Pleader for Revenue (G) (A&R).

DEPONENT

GOVERNMENT OF ANDHRA PRADESH
REVENUE (VIGILANCE.II) DEPARTMENT

Memo.No.21303/Vig.II(1)/2007

Dated: 22 .04.2010

Sub:- Suits – Pensions – Sri Challa Purushotham, Tahsildar, retired
on 31-10-2005 Visakhapatnam Dist. – O.A.No.12326 of
2009 APAT passed orders – Draft remarks for scrutiny – Reg

Ref:- From A.P.A.T.order dt. 23-2-2010 in O.A.No.12326/2009.

A copy of the draft affidavit are herewith sent to the G.P. for
Services.II (Revenue), High Court of A.P. for scrutiny and approval, so
as to file the same before the Hon'ble High Court of Andhra Pradesh.

M.RAMAIHAH
CHIEF VIGILANCE OFFICER &
JOINT SECRETARY TO GOVERNMENT

To
The Govt. Pleader for Ser.II (Revenue),
High Court Buildings,
High Court of AP, Hyderabad. (w.e).

// Forwarded by order //

SECTION OFFICER

GOVERNMENT OF ANDHRA PRADESH
REVENUE (VIG.II) DEPARTMENT

Memo.No.4802/Vig.II (1)/2010

Dated:15.04.2010

Sub:P.S-Tahsildars-East Godavari District-Sri L. Raghu Babu, formerly Tahsildar, Tondangi Mandal-Irregularities committed in issue of PPBs-Disciplinary procs u/r 20 of the APCS (CC&A) Rules, 1991 - AOCs issued-explanation submitted-Inquiring authority appointed-Inquiry report received- Further representation submitted - Final orders imposing the punishment of stoppage of two annual grade increments without cumulative effect-Appeal Petition submitted-Appeal allowed- Further action dropped-Reg.

Ref:1.The CCLA's Procs No.VS-I (3)/1837/2008, dt.20.10.2008
2.The J.C & I.A Ref.No.A5/13945/2007, dt.07.10.2009
3.The CCLA's Procs No.VS-I (3)/1837/2008, dt.05.12.2009
4.From Sri L. Raghu Babu, formerly Tahsildar, Tondangi (M)
Appeal Petition dated:28.01.2010.

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It was brought to the notice of Government that Sri Konajarla Verabbai has filed a complaint before the Institution of A.P.Lokayuktha stating that he has got ancestral property of Ac.3.08 Cts in R.S.No.558/3 of A.V. Nagaram village and alleged that his land was sold away by one Sri Yenamala Lakshmana Raoto KSEZ in connivance with Mandal Revenue Officer, Thondangi and P.S of K. Prumallapuram. The RDO, Peddapuram conducted an enquiry into the matter and reported that both parties were issued PPB and Title Deeds over the property. Though both the parties are in possession of PPB and T.D, Sri Yenamala Lacharao sold away the property to KSEZ.

2. Sri L. Raghu Babu, while he working as Tahsildar, Tondangi Mandal has issued PPB to Dulla Subbarao and another of A.V Nagaram village of Tandangi Mandal . The Joint Collector, E.G. District/DRO, E.G. District were appointed as Inquiring Authority/P.O by the Chief Commissioner of Land Administration vide procg 1st cited to enquire into the matter and the Inquiry Authority has submitted his report vide his Ref 3rd cited, finding that the procedure prescribed under ROR Rules was not followed. He has been observed that "though there is no willful lapse on the part of the C.O, the procedure prescribed under R.O.R rules was not followed by him and to that extent a lapse has been observed. As such, necessary action may be taken for such lapse".

3. The Chief Commissioner of Land Administration after following the due procedure, in his procs 3rd cited has imposed a punishment of stoppage of

two annual grade increments without cumulative effect. The Chief Commissioner of Land Administration has also observed in the procs that it is evident from the report of the Inquiring Authority that the C.O has committed procedural irregularities, though unintentional but there is no damage to Government interest and the pass books issued were also cancelled.

4. Aggrieved by the above punishment, Sri L. Rahu Babu, formerly Tahsildar, Tondangi Mandal has filed an Appeal Petition before the Government stating that Sri Dulla Subbarao and Smt Konjarla Adilaxmi applied for issue of PPB and TD for S.No.558/3 measuring Ac.0.77 cts each of K.Perumallapuram village duly enclosing an unregistered will in the year 2005 during the revenue sadassulu conducted in the village. The applications were placed before the Grama Sabha and enquired about the enjoyment of the

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applicants before the village elders and found that they have been in enjoyment of the said lands and no objection was raised by the Grama Sabha. The Tahsildar has stated that in certain villages which are existing beside the Sea Coast in the Mandal, the owners do not possess authenticated documents for their lands but were enjoying their land. He has personally enquired with the Panchayat Secretary, K. Perumallapuram and surrounding ryots and it was found that the land in question i.e S.NO.558/3 is under the enjoyment of Sri Dulla Subba Rao and Smt K. Adhi Laxmi @ 0.77 cents each. The Tahsildar further stated that the former M.R.O Sri K. Satyanarayana had issued certain PPB and TDs to Sri Pidim Nageswara Rao, Pidim Paparao, Pidim Subbalakshmi and Pidim Subbalakshmi. Though the above persons are also share holders in the unregistered will said to be executed by Sri Konjala Nagaraju, no body claimed PPB and T.D, that made him to issue PPB and T.D to Dulla Subbarao and another of A.V Nagram village of Tandangi Mandal. As the pass book issued by him was cancelled by the R.D.O, and there is no loss to Government, the individual has requested to set aside the orders issued by the Chief Commissioner of Land Administration.

5. Government after careful examination of the entire issue, and explanation of the individual, have decided to set aside the punishment of stoppage of two annual increments without cumulative effect against Sri L. Rahu Babu, formerly Tahsildar, Tondangi (M). Accordingly it is order that a the punishment of stoppage of (2) annual grade increments without cumulative effect against Sru L.Raghubabu, M.R.O imposed by the Chief Commissioner of Land Administration are set aside.

The Spl.C.S & the Chief Commissioner of Land Administration, Hyderabad is requested to take further action accordingly.

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri L. Raghu Babu, formerly Tahsildar, Tondangi (M)
(through the Spl.C.S & CCLA, Hyderabad.)
The C.S & the Chief Commissioner of Land Administration, Hyderabad.
Copy to the Collector, East Godavari District

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GOVERNMENT OF ANDHRA PRADESH
REVENUE (VIG.II) DEPARTMENT

Memo.No.11335/Vig.II (1)/2009

Dated:07.04.2010

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Sub:P.S-Krishna District-Kalidindi Mandal-Bhaskararaopet-Sri M.S. Prakasa Rao, formerly MRO, Kalidindi Mandal (now retired), Sri N. Srinivasa Murthy, MRI, Kalidindi and Sri K. Lakshmaiah, formerlly Panchayat Secretary-committed irregularities in issue of PPB &Title deed in favour of Smt Ch. Lakshmi Parvathi for an extent of Ac.1.28 Cts in RS.No.102/3B and 613/1 of Bhaskararaopet-Initiation of disciplinary action under rule 24 of APCS (CC&A) Rules, 1991-Reg.

Ref:1.From the CCLA's Lr.No.VS-I (3)/998/2008, dt.2.3.2009
2.G.O.Ms.No.505 Rev (Vig.II) Dept, Dt.8.5.2009
3.G.O.Ms.No.506 Rev (Vig.II) Dept, Dt.8.5.2009
4.G.O.Rt.No.666 Rev (Vig.II) Dept, Dt.8.5.2008
5. G.O.Rt.No.668, Rev (Vig.II) Dept,dt.8.5.2009
6.G.O.Rt.No.669, Rev (Vig.II) Dept, dt.8.5.2009
7. From Sri K. Laxmaiah, P.S, Punadipadu expln dt.27.6.09
8.From Sri N. Srinivsa Murthy,M.R.I,Kalidindi (M) Expln.dt.Nil.
9. From Sri M.S. Prakasa Rao, MRO (Retd) Expln.dt.3.709
10.G.O.Rt.No:991 Rev (Vig.II) Dept,Dated:18.07.2009
11.From the R.D.O & Inquiry Aurtherity, Krishna Dist
Rc.A2.241/2009, dt.15.03.2009

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Sri MS.Prakasa Rao, formerly MRO, Kalidindi (retd), Sri N. Srinivasa Murthy, MRI, Kalidindi and Sri K. Lakshmaiah, formerly Panchayat Secretary, were commonly involved in committing irregularity in issuance of erroneous pass books and title deed to one Smt Ch. Lakshmi Parvathi in Bhaskararaopet village of Kalidindi Mandal and requested the Govt to initiate disciplinary action in common proceedings u/r 24 of APCS (CC&A) Rules, 1991 against the above

3 AOs as Sri MS.Prakasa Rao, formerly MRO, Kalidindi has retired from service on 31.7.2007 on attaining the age of superannuation.

Accordingly common disciplinary proceedings were issued vide G.O 2nd cited under rule 24 of APCS (CC&A) Rules, 1991 against Sri MS.Prakasa Rao, formerly MRO, Kalidindi (retd), Sri N. Srinivasa Murthy, MRI, Kalidindi and Sri K. Lakshmaiah, formerly Panchayat Secretary. AOCs were issued to all the Accused Officers vide G.Os 4th to 6th cited with a direction to submit their explanations against the Article of charges framed against them. All the A.Os have submitted their explanation vide references 6th to 9th cited. After considering the explanations submitted by the A.Os Govt vide G.O 11th cited have appointed D.R.O, Krishna District as Inquiry Officer to conduct enquiry and submit his report to the Government.

The District Revenue Officer and Inquiry Officer has submitted his report to the Govt vide reference 11th cited and held that the charge framed against all the A.Os are held proved.

Sri MS.Prakasa Rao, formerly MRO, Kalidindi (retd), Sri N. Srinivasa Murthy, MRI, Kalidindi and Sri K. Lakshmaiah, formerly Panchayat Secretary are therefore, directed to submit their written statement of defence if any against the findings of Inquiry Officer within (10) days from the receipt of this Memo. If they fail to submit their explanation in the prescribed time it

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is construed that they have no explanation to offer and further action will be initiated based on the record available with Government.

A copy of the Enquiry Report is herewith enclosed.

ASUTOTH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

- 1.Sri MS.Prakasa Rao, formerly MRO, Kalidindi (retd) (w.e),
- 2.Sri N. Srinivasa Murthy, MRI, Kalidindi (w.e)
- 3.Sri K. Lakshmaiah, formerly Panchayat Secretary (w.e),
(through the CCLA, Hyderabad)
- 4.The Spl.C.S & the Chief Commissioner of Land Administration
Hyderabad (with a request to serve the copy along with enclosure
to the each individual and furnish served copy to the Government).
Copy to the Collector, Krishna District.

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SECTION OFFICER

GOVERNMENT OF ANDHRA PRADESH
REVENUE (VIG.II) DEPARTMENT

Memo.No.48845/Vig.II (1)/2009

Dt:24.02.2010

Sub: P.S-Krishna Dist-Tahsildars- Sri N.R. Sundar Raj, formerly Tahsildar, Kalidindi Mandal (retired on 30.06.2009)-Committed irregularities in issue of D Form pattas in Government Lands- Departmental procs under Rule 20 of the APCS (CC&A) Rules, 1991-AOCs issued-Explanation submitted-Inquiring Authority appointed-Inquiry report submitted-Punishment of reduction to lower rank imposed-OA No.5449/05 filed- orders issued by the APAT setting aside the punishment-re-inquiry by the Inquiring Authority-Inquiry report submitted-Conclusion under Rule 9 of the APRP Rules, -Ret.

Ref: 1.From the CCLA's Ir.No.VS-I (3)/731/03 dt.27.10.2009
2.From the CCLA procgs No.VS-I (3)/731/03, dt.19.04.07
3.From the J.C & Inquiry Authority, Rc.No.A2/175/03 dt.5.9.2009.
4.Govt. Memo.No.48845/Vig.II (1)/2009,dt. 20 .11.2009
5. Sri N.R. Sundar Raj, formerly Tahsildar, Kalidindi Mandal,
expln dt. Dt.15.01.10

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It was reported that Sri N.R. Sundar Raju, while working as MRO, Kalidindi Mandal has issued D Form pattas to Government assigned lands in contravention of BSO 15 and the instructions issued in G.O.Ms.No.359 Rev (LR) Dept, dt.18.7.95 read with G.O.Ms.No.146 Rev (LR) Dept, dt.5.2.96.

2. The Chief Commissioner of Land Administration, Hyderabad vide his Proceedings 2nd cited, has appointed the Joint Collector as Inquiry Authority to enquire into the matter and the Inquiry Authority has submitted his report vide his letter 3rd cited holding that out of two charges enquired in to the 1st charge is proved beyond an iota of doubt and for the second charge, the explanation of the C.O that delay has taken place only because of vacancies of VAO can be accepted. The third charge was already accepted by the Charged Officer.

3. Government, in the Memo 4th cited, while forwarding the Enquiry Report to Sri N. Sunder Raj, Tahsildar (Retd), have directed him to submit his defence if any against the findings of the Enquiry Officer.

4. Sri N. R.Sunder Raj, Tahsildar (Retd) in his representation 5th cited, while stating among other things that before the issue of pattas he had personally verified the financial status of some persons and after satisfying himself he had issued pattas also denied issue of pattas to ineligible persons. With regard to assignment to the persons of other villages, he has submitted that he has issued some pattas to some members of the Co-Operative Society who belong to the adjacent mandal or villages. The C.O has stated that the assignments were made in good faith to help the poor people.

5. Sri N.R. Sunder Raj further stated that the Collector, Krishna has issued instructions to the R.D.O, Gudivada in the Ref.No.Rc.E3/ 3768/05, dt.31.6.05 to cancel all the D.Form pattas issued by him. Thus the Govt land for which D-Form pattas were issued, under the process of resumption to the Govt and hence there is no loss to the Government. He requested to drop further action against him by taking a lenient view.

6. Government after careful examination of the matter and keeping in-view the facts and circumstances of the case and explanation of the individual in the references 5th cited, have decided to drop further action against the individual. Accordingly it is hereby ordered that the further action against Sri N.R. Sundar Raj, formerly MRO, Kalidindi mandal be dropped.

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7. The Spl.C.S & the Chief Commissioner of Land Administration, Hyderabad shall take further action accordingly.

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri N.R. Sundar Raju, MRO (Retd),
(through the CCLA, Hyderabad)
The Spl.C.S & the Chief Commissioner
of Land Administration, Hyderabad.
The Collector, Krishna District.

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SECTION OFFICER

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services-Revenue Department-Chittoor District- Sri Siddanagulu (retd) formerly MRO of BN Kandriga Mandal now retired-Disciplinary action under Rule 9 of APRP Rules, 1980-Show cause notice issued-Explanation submitted-Imposition of a punishment of 25% cut in pension permanently- Orders – Issued.

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REVENUE (VIG.II) DEPARTMENT

G.O.Rt.No. 314

Dated:24.02.2010
Read the following

Ref: 1).From the CCLA, Lr.No.V.S.I(5)/4304/99 dt.10-07-2006

- 2).Govt. Memo.No.30732/Vig.II(1)/2006, dated 07.4.2007
- 3).Sri Siddanagulu formerly M.R.O, B.N.Kandriga
Explanation dt.24.07.2008.
- 4).Govt. Memo.No. 30732/Vig.II(1)/2006, Dt.15.4.07
- 5).From the CCLA,Lr.No.V.S.I(5)/4304/99,dt.11-12-2008
- 6).Govt.Lr.No.30732/Vig.II(1)/2006, Dt.12.08.2009
- 7).From the Secretary, A.P.P.S.C Lr.No.1055/RT-I/3/2009
Dt.30.01.2010.

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Sri P. Siddanagulu, Mandal Revenue Officer (Retd), B.N.Kandiriga mandal, Chittoor District has committed certain irregularities by assigning lands to ineligible persons in the Reserve Forest land of Kanvetti village of B.N.Kandriga Manal, Chittoor District Considering the gravity of the charge, the joint Collector, Chittoor District was appointed as Enquiry Officer to cause detailed Enquiry. The Enquiry Officer has submitted his report.

2. Government after considering the report of the E.O, have decided to impose 100% cut in pension and other retirement benefits of Sri P. Siddanagulu, formerly Mandal Revenue Officer (Retd), B.N.Kandiriga Mandal, Chittoor District under Rule 9 of APRP Rules, 1980. Accordingly a show-Cause notice was issued to the A.O vide Government Memo 2nd cited.

3. In reply to the show cause notice, Sri Siddinagulu in his explanation 3rd cited has submitted that D.K.T Pattas were issued to the freedom fighters in Sy.Nos.372/1, 372/2 Acs.10.00 of Kallivettu village of B.N. Kandriga Mandal. As per the Notification issued in G.O.Ms.No.1857 dated 16.9.1968 and 17 villages were included notifying them as reserve forest and that Kallivettu village was not included in the said notification. Therefore, Kallivettu village is not at all a Reserve Forest land and not belong to the Forest Department.

4. The Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad vide his letter 5th cited has informed that as per G.O.Ms.No. 1857 Food and Agriculture (Forest-II) dt.16.09.1968 the village "Kallivettu of B.N. Kandriga Mandal does not figure in the list of (17) villages notified. The Divisional Forest Officer, Chittoor East Division, Chittoor has informed that as per the joint inspection conducted by the Forest Range Officer, Srikalahasthi and M.R.O, I/c B.N. Kandriga along with Mandal Surveyor of B.N. Kandriga Mandal, the lands in which D.K.T pattas were issued by the M.R.Os of B.N. Kandriga falls under Anjur Reserve forest.

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5. Government, after careful examination of the issue in the light of the report of the Special Chief Secretary & Chief Commissioner of Land Administration, report and the explanation submitted by C.O, have decided to impose a punishment of 25 % cut in pension permanently on Sri P. Siddanagulu, MRO (Retd). The Andhra Pradesh Public Service Commission has also concurred with above punishment.

6. Accordingly Government hereby impose a penalty of 25 % cut in pension permanently on Sri P. Siddanagulu, formerly Mandal Revenue Officer, B.N.Kandiriga Mandal, Chittoor District (now Retd) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980.

8. The Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad is requested to take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri P. Siddanagulu, Mandal Revenue Officer (Retd), Chittoor District
(Thro' CCLA, Hyderabad)
The Special Chief Secretary & Chief Commissioner of Land
Administration, Andhra Pradesh, Hyderabad(with a request to furnish
the served copy at the earliest)
Copy to:
1.The Collector, Chittoor District
2.The Director General, Anti Corruption Bureau, Hyderabad.
3.The Accountant General (A&E), A.P. Hyderabad.
4.The Secretary, A.P.Public Service Commission, Hyderabad.
5.The Secretary, A.P. Vigilance Commission, Hyderabad.

// Forwarded by Order //

SECTION OFFICER

